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AT DANVILLE, VA
FILED
for Roanoke
OCT 23 2012
JULIA C. DUDLEY, CLERK
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

UNITED STATES OF AMERICA

Case No. 7:94-cr-40106-4

v.

§ 2255 ORDER

PATRICK EARL FRANCIS,
Petitioner.

By: Hon. Jackson L. Kiser
Senior United States District Judge

For the reasons stated in the accompanying Memorandum Opinion, it is hereby

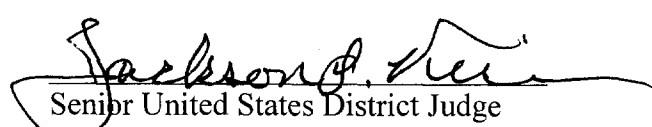
ORDERED

that petitioner's motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. § 2255, is

DISMISSED without prejudice as successive, a certificate of appealability is **DENIED**, and
the case is **STRICKEN** from the active docket.

The Clerk shall send copies of this Order and the accompanying Memorandum Opinion
to petitioner.

ENTER: This 23^d day of October, 2012.


Senior United States District Judge